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VOLVO TRUCKS NORTH AMERICA, INC.

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

11 RAYMOND P. MARIOLLE,  
12 Plaintiff,  
13 vs.  
14 VOLVO GROUP NORTH AMERICA, INC.;  
15 CONSOLIDATED METCO, INC.; AMSTED  
16 INDUSTRIES, INC.; LABRIE  
17 ENVIRONMENTAL GROUP; WITTKIE  
18 WASTE EQUIPMENT; FEDERAL SIGNAL  
CORPORATION; AND DOES 1 through 25,  
inclusive,  
Defendant.

CASE NO. 3:09-cv-1209 MMC  
3:09-cv-4250 MMC

**STIPULATION AND ~~PROPOSED~~  
ORDER TO CONTINUE ALL  
DEADLINES REGARDING DEFENDANT  
VOLVO TRUCKS NORTH AMERICA,  
INC.'S *EX PARTE* MOTION FOR STAY  
OF ENFORCEMENT OF JUDGMENT**

IT IS HEREBY STIPULATED AND AGREED, based upon the pending settlement of all matters before this Court and on Appeal between plaintiffs RAYMOND MARIOLLE and REGINA MARIOLLE (“Plaintiffs”) and defendant VOLVO TRUCKS NORTH AMERICA, INC. (“VTNA”), that with the Court’s permission, all deadlines related to VTNA’s *Ex Parte* Motion for Stay of Enforcement of the Judgment be continued for 45 days. This stipulation is made on the grounds that Plaintiffs and VTNA expect to have their settlement finalized within the next 45

1 days, which will make the current *ex parte* motion before the Court moot.

2 IT IS SO STIPULATED.

3 DATED: October 30, 2012

BOXER & GERSON LLP

5 By: /s/ Gary B. Roth  
6 Gary B. Roth  
7 Attorneys for Plaintiffs  
8 RAYMOND MARIOLLE and REGINA  
MARIOLLE

9 DATED: October 30, 2012

10 LEWIS BRISBOIS BISGAARD & SMITH LLP

11  
12 By: /s/ Anthony E. Sonnett  
13 Anthony E. Sonnett  
14 Trevor J. Ingold  
15 Attorneys for Defendant  
16 VOLVO TRUCKS NORTH AMERICA, INC.

17  
18 **IT IS SO ORDERED.**

**[PROPOSED] ORDER**

19  
20 DATED: October 30, 2012

  
Mafina M. Chetwynd  
Judge of the Superior Court  
United States District Judge